IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 14TH MARCH 2007 / 23RD PHALGUNA 1928

Bail Appl..No. 1494 of 2007()

CRIME NO. 35 OF 2007 OF VELLARIKUNDU POLICE STATION

PETITIONER/ACCUSED NO.1

ROY @ PHILIP, S/O.ROSAMMA,
URUKUZHIYIL, P.O.THABOR,
VIA.CHERUPUZHA, KANNUR DIST.

BY ADV. SRI.M.SANTHOSHKUMAR

RESPONDENTS:

S.H.O. VELLARIKUNDU STATION IN
CRIME NO.35/07 REP. BY PUBLIC PROSECUTOR,
HIGH COURT OF KREALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 14/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Bail Application NO. 1494 of 2007

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DATED: 14-03-2007

O R D E R

In this Petition filed under Sec. 438 Cr.P.C. the petitioner who is the first accused in Crime No. 35 of 2007 of Vellarikundu Police Station for an offence punishable under Sec.498 (A) read with Sec. 34 I.P.C., seeks anticipatory bail.

2. I heard the learned counsel for the petitioner and the learned Public Prosecutor.

3. Having regard to the nature of the allegations levelled against the petitioner and the other circumstances of the case, I am inclined to grant anticipatory bail to the petitioner. Accordingly, a direction is issued to the officer-in-charge of the police station concerned to release the petitioner on bail for a period of one month in the event of his arrest in connection with the above case on his executing a bond for Rs. 10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction to the said officer and subject to the following conditions:

1. Petitioner shall report before the Investigating

Officer between 9 a.m. and 11 a.m. on all Wednesdays.

2. The petitioner shall make himself available for interrogation as and when required by the Investigating Officer.

3. The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.

4. Petitioner shall not commit any offence while on bail.

5. Petitioner shall surrender before the Magistrate concerned and seek regular bail in the meanwhile.

If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

This application is allowed as above.

V.RAMKUMAR,

JUDGE.

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